

FOLEY LARDNER
ATTORNEYS AT LAW

11250 EL CAMINO REAL, SUITE 200
SAN DIEGO, CA 92130
P.O. BOX 80278
SAN DIEGO, CALIFORNIA 92138-0278
TELEPHONE: 858.847.6700
FACSIMILE: 858.792.6773
WWW.FOLEY.COM

RECEIVED
CENTRAL FAX CENTER

JAN 16 2004

OFFICIAL

FACSIMILE TRANSMISSION**Total # of Pages 19 (including this page)**

TO:	PHONE #:	FAX #:
United States Patent and Trademark Office	703-308-9797	703-872-9306

From : Barry S. Wilson**Date :** January 16, 2004**Client/Matter No :** 071949-2106**User ID No :** 3067**MESSAGE:**

Re: U.S. Patent Application No. 09/687,051
Our Ref.: 071949-2106

Attached please find:

- Transmittal (2 pages);
- Reply Brief (12 pages);
- Request for Oral Hearing (2 pages) *Duplicate Copy Attached;*
- Authorization to charge \$290.00 to Deposit Account No. 50-0872.

If there are any problems with this transmission or if you have not received all of the pages, please call 858.847.6700.

Operator:	Time Sent:	Return Original To: Germaine Sarda
------------------	-------------------	--

CONFIDENTIALITY NOTICE: THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION, AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR ANY AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

Atty. Dkt. No. 071949-2106

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: BUECHLER et al.

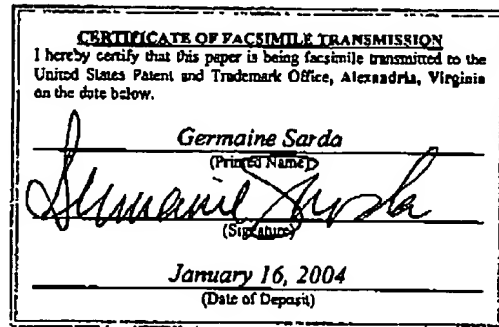
Title: NOVEL METHODS FOR THE ASSAY
OF TROPONIN I AND T AND
COMPLEXES OF TROPONIN I AND T
AND SELECTION OF ANTIBODIES
FOR USE IN IMMUNOASSAYS

Appl. No.: 09/687,051

Filing Date: 10/12/2000

Examiner: G. Gabel

Art Unit: 1641

**TRANSMITTAL**Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith are the following:

- [X] Reply Brief Under 37 CFR §1.193 (12 pages).
- [X] Request for Oral Hearing (2 pages) *Duplicate Copy Attached*
- [X] Authorization to charge \$290.00 to Deposit Account No. 50-0872 for the Request for Oral Hearing (37 C.F.R. §1.17(d)).
- [X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge

Atty. Dkt. No. 071949-2106

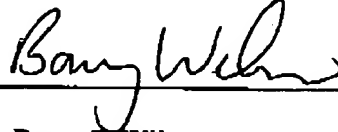
the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date January 16, 2004

FOLEY & LARDNER
Customer Number: 30542
Telephone: (858) 847-6722
Facsimile: (858) 792-6773

By 
Barry S. Wilson
Attorney for Applicant
Registration No. 39,431

OFFICIAL

Atty. Dkt. No. 071949-2106

**RECEIVED
CENTRAL FAX CENTER****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

JAN 16 2004

Applicant: BUECHLER et al.

Title: NOVEL METHODS FOR THE
ASSAY OF TROPONIN I AND T
AND COMPLEXES OF
TROPONIN I AND T AND
SELECTION OF ANTIBODIES
FOR USE IN IMMUNOASSAYS

CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below. <u>Germaine Sarda</u> (Printed Name) <u>Germaine Sarda</u> (Signature) <u>January 16, 2004</u> (Date of Deposit)
--

Appl. No.: 09/687,051

Filing Date: 10/12/2000

Examiner: G. Gabel

Art Unit: 1641

REQUEST FOR ORAL HEARINGCommissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Under the provisions of 37 C.F.R. §1.194(b), appellant requests an oral hearing.

The item(s) checked below are appropriate:

☒ This request is timely because it is being made within two months from the date of
the Examiner's answer.

☒ The fee of \$290.00 for this Request For Oral Hearing (37 C.F.R. §1.17(d)):

☒ Charge to Deposit Account No. 50-0872

(One additional copy of this Request enclosed herewith)

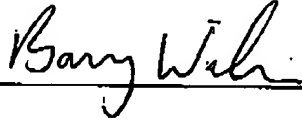
Atty. Dkt. No. 071949-2106

[X] The Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 50-0872.

Respectfully submitted,

Date January 16, 2004

By



FOLEY & LARDNER

Customer Number: 30542

Telephone: (858) 847-6722

Facsimile: (858) 792-6773

Barry S. Wilson
Attorney for Applicant
Registration No. 39,431